

## **PROPOSED ORDINANCE NO. 25 -2015**

AN ORDINANCE to require owners, lessees, tenants, and occupants of commercial real property that abut county roads to remove snow and ice from paved sidewalks.

BE IT ORDAINED by the County Legislature of the County of Nassau, as follows:

Section 1. Every owner, lessee, tenant, occupant, or other person in charge of real property that is categorized as Class Four pursuant to New York State Real Property Tax Law § 1802(1)(a) (“business and commercial real property”) that abuts county roads with paved sidewalks outside of villages or cities shall remove snow or ice from those paved sidewalks within four hours after snow and/or ice ceases to fall. This requirement shall not apply between the hours of 9:00 p.m. and 7:00 a.m.

§ 2. If snow and/or ice on county road paved sidewalks abutting business and commercial real property outside of villages and cities is frozen in such a manner that it cannot be removed without causing damage to the sidewalk, any person required to remove snow and/or ice pursuant to section 1 of this ordinance must apply sand, sawdust, or other material that causes snow and/or ice to melt or become less slippery to pedestrians within the time specified by section 1 of this ordinance. Paved sidewalks that are covered with this material must be cleaned as soon as the weather permits.

§ 3. A violation of this ordinance is punishable by a fine not exceeding \$250. Each day that a violation is committed or is permitted to continue constitutes a separate offense and is punishable as such.

§ 4. This ordinance shall be enforced by the Nassau County Fire Marshal.

§ 5. This ordinance may be modified to allow for the correction of any mathematical and/or typographical errors subsequent to any approval and adoption of said ordinance without

the necessity for a vote to be taken by the County Legislature or by the members of any Standing Committee of said Legislature if said ordinance is passed by the affirmative vote of a majority of said Legislature.

§ 6. It is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L. section 0101 et seq. and its implementing regulations, Part 617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that this supplemental appropriation ordinance is a “Type II” Action within the meaning of Section 617(c)(20) of 6 N.Y.C.R.R. (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”), and, accordingly, is of a class of actions which do not have a significant effect on the environment; and no further review is required.

§ 7. This ordinance shall take effect immediately.